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**RICHARD A. MARSHACK**

7

UNITED STATES BANKRUPTCY COURT

CENTRAL DISTRICT OF CALIFORNIA – SANTA ANA

10 | In re

Case No. 8:23-bk-10571-SC

11 THE LITIGATION PRACTICE GROUP P.C.,  
12 Debtor.

Chapter 11

**CHAPTER 7 TRUSTEE'S OMNIBUS  
STATUS REPORT RE: MOTIONS FOR  
ALLOWANCE OF ADMINISTRATIVE  
EXPENSE CLAIMS UNDER 11 U.S.C.  
§503(B)**

Hearing Date

Date: January 19, 2024

Time: 11:00 a.m..

Ctrm: 5C - ViaZoom

19 TO THE HONORABLE SCOTT C. CLARKSON, UNITED STATES BANKRUPTCY COURT  
20 JUDGE, THE OFFICE OF THE UNITED STATES TRUSTEE AND ALL INTERESTED  
21 PARTIES:

22 Richard A. Marshack, in his capacity as Chapter 11 Trustee (“Trustee”) for the bankruptcy  
23 estate (“Estate”) of The Litigation Practice Group P.C. (“Debtor”), files this omnibus status report  
24 regarding the status of the approximate two dozen requests for allowance of administrative expense  
25 claims under 11 U.S.C. §503(b) as well as Proofs of Claim that were not filed as Administrative  
26 Claim Motions but nonetheless appear to seek administrative claims, as set forth below.

1 **1. Omnibus Status Report**

2 The tables below are organized by motions filed with hearing date of January 19, 2024, and  
3 then motions filed without a hearing date.

4 **1. Motions with scheduled hearing date of January 19, 2024.**

Cal No.	Docket No.	Claimant	Trustee's Current Position
	645; 647	Judith Skiba	Trustee intends to oppose this claim which seeks relief “for harm and compensation” for LPG defrauding her. But, the motion does not assert any required facts for allowance of an administrative claim under §503. Skiba’s asserted claim is based on the amounts she herself owes to her various creditors. Because she alleges that she contracted with Phoenix and not Debtor, Trustee disputes any liability. Moreover, Trustee has been informed that Phoenix refunded the two payments made by Ms. Skiba totaling approximately \$600.
1 <sup>1</sup>	665	ADP	Trustee needs to conduct further investigation to verify the validity and amount of any administrative claim. ADP’s claim is based on a contract with Maverick (not LPG).
2	671	United Partnerships	Trustee needs to conduct further investigation to verify the validity and amount of any administrative claim. United Partnership (UP) alleges that it is a Colombia-based customer call center that allegedly provided post-petition

28 <sup>1</sup> Calendar numbers reflect entries in Court’s Tentative Ruling for January 19, 2024, upload dated 12/20/23 08:31:34 AM

Cal No.	Docket No.	Claimant	Trustee's Current Position
			<p>services to LPG. Trustee needs to conduct discovery to determine if any services rendered were in fact for the benefit of LPG because Debtor fraudulently transferred its clients prior to bankruptcy and never conducted business during the Chapter 11. Moreover, the motion acknowledges that the services were in fact provided to Phoenix Law and Prime Logix (Dk. No. 671, pg. 3, lines 6-7).</p>
3	674	Han Trinh	<p>Trustee intends to oppose this claim in its entirety because the claimant is an insider whom Trustee is already suing in this bankruptcy case for avoidance, recovery, and preservation of fraudulent transfers (Dk. No. 93). Unless any avoided transfer is repaid, Trustee also contends that any allowed administrative claim would be subject to disallowance under 11 U.S.C. § 502(d).</p>
6	675	Phuong (aka Jayde) Trinh	<p>Trustee intends to oppose this claim in its entirety because the claimant is an insider whom Trustee is already suing in this bankruptcy case for avoidance, recovery, and preservation of fraudulent transfers (Dk. No. 93). Unless any avoided transfer is repaid, Trustee also contends that any allowed administrative claim would be subject to disallowance under 11 U.S.C. § 502(d).</p>

Cal No.	Docket No.	Claimant	Trustee's Current Position
4	676	Greyson Law Center, PC	Trustee needs time to investigate and verify that Greyson Law Center's ("GLC's") claim does not contain any overlap or double billing with any of the other Admin Claimants who allege they worked for GLC. Trustee needs to verify that there multiple claims are not allowed for the identical services. Trustee also requires time to conduct discovery into the amount of any allowable claim. Trustee is informed that the fee structure and rates sought by Greyson differ markedly from Debtor's previous agreements with outside counsel.
5	679	Wells Marble and Hurst, PLLC	Trustee does not oppose allowance of administrative claims for attorneys that provided services to the consumer clients after Trustee avoided LPG's transfers to Phoenix up until the sale to Morning Law closed. Trustee also needs further evidence that any services rendered to consumers post-petition and prior to Trustee's recovery from Phoenix actually provided a benefit to LPG's estate. Trustee recovered the files but not the revenues Phoenix received from the consumer clients and the stipulation avoiding the transfers makes clear that the LPG estate is not liable for Phoenix's debts.

Cal No.	Docket No.	Claimant	Trustee's Current Position
7	686	SDCO Tustin Executive Center, Inc.	Trustee has exchanged communications with counsel for SDCO Tustin and expects to be able to reach an agreement regarding the amount of any allowed administrative claim.
9	697	David Orr, Esq.	After Trustee concludes his investigation and verification of the claim based on his post-petition legal services of Debtor's Florida clients, Trustee will make a determination of the allowable Admin Claim amount. Trustee also needs further evidence that any services rendered to consumers post-petition and prior to Trustee's recovery from Phoenix actually provided a benefit to LPG's estate. Trustee recovered the files but not the revenues Phoenix received from the consumer clients and the stipulation avoiding the transfers makes clear that the LPG estate is not liable for Phoenix's debts. Lastly, Trustee needs to assure that there is no double billing with Greyson Law Center or any other attorneys who have submitted Admin Claims.
8	702	Peter Schneider	After Trustee concludes his investigation and verification of the claim based on his post-petition legal services of Debtor's Florida clients, Trustee will make a determination of the allowable Admin Claim amount. Trustee also needs further evidence that any services

1			rendered to consumers post-petition and prior to Trustee's recovery from Phoenix actually provided a benefit to LPG's estate. Trustee recovered the files but not the revenues Phoenix received from the consumer clients and the stipulation avoiding the transfers makes clear that the LPG estate is not liable for Phoenix's debts. Lastly, Trustee needs to assure that there is no double billing with Greyson Law Center or any other attorneys who have submitted Admin Claims.
12	706	Amy Ginsburg, Kenton Cobb and Shannon Bellfield	After Trustee concludes his investigation and verification of the claim based on his post- petition legal services of Debtor's Florida clients, Trustee will make a determination of the allowable Admin Claim amount. Trustee also needs further evidence that any services rendered to consumers post-petition and prior to Trustee's recovery from Phoenix actually provided a benefit to LPG's estate. Trustee recovered the files but not the revenues Phoenix received from the consumer clients and the stipulation avoiding the transfers makes clear that the LPG estate is not liable for Phoenix's debts. Lastly, Trustee needs to assure that there is no double billing with Greyson Law Center or any other attorneys who have submitted Admin Claims.

1	10	707; 717	Randall Baldwin Clark, Attorney at Law, PLLC	After Trustee concludes his investigation and verification of the claim based on his post-petition legal services of Debtor's Florida clients, Trustee will make a determination of the allowable Admin Claim amount. Trustee also needs further evidence that any services rendered to consumers post-petition and prior to Trustee's recovery from Phoenix actually provided a benefit to LPG's estate. Trustee recovered the files but not the revenues Phoenix received from the consumer clients and the stipulation avoiding the transfers makes clear that the LPG estate is not liable for Phoenix's debts. Lastly, Trustee needs to assure that there is no double billing with Greyson Law Center or any other attorneys who have submitted Admin Claims.
11	708	Herret Credit Consultants		Trustee intends to investigate and verify this claim, including the assertion that Herret Credit Consultants ("Herret") worked on files of 65,000 of Debtor's clients.
13	729	Sharp Electronics Corporation		Trustee needs to investigate, verify, and confirm that the estate received actual benefit of services post-petition from Sharp Electronics before determining what portion of the \$132,526.53 Admin Claim to not oppose. Trustee has exchanged numerous communications with counsel for the claimant

1			and expects to reach a consensual resolution of the motion.	
2	14	750	Alteryx	Trustee and counsel for Alteryx have exchanged numerous communications regarding the subject claim. The claim is based Alteryx having entered a sub-lease with Phoenix which was guaranteed by LPG. Trustee contends that LPG received no benefit from guaranteeing the debts of its fraudulent transferee (Phoenix). Moreover, LPG obtained a letter of credit in favor of Alteryx from JP Morgan Chase. Debtor pledged cash on deposit with JP Morgan Chase as collateral for the letter of credit. Post- petition, Alteryx drew down on the line of credit in an amount in excess of \$400,000. JP Morgan Chase is now attempting to negotiate an agreement for relief from stay to repay itself from Debtor's cash. Trustee contends that LPG's pledge of cash to obtain the line of credit in favor of Alteryx is a fraudulent transfer. If the parties cannot negotiate a compromise, the various claims between the parties likely will need to be resolved via an adversary proceeding.

1   **2. Motions with no hearing date**

Docket No.	Date Filed	Claimant	Trustee's Current Position
693	11/20/23	Melina Beltran	Trustee intends to investigate and verify the amount of the alleged post-petition wage claim to assure LPG was the employer or that the services rendered provided benefit to LPG's estate.
694	11/20/23	Kimberly Torres	Trustee intends to investigate and verify the amount of the alleged post-petition wage claim to assure LPG was the employer or that the services rendered provided benefit to LPG's estate.
695, amended by 727	11/20/23 (695) 11/28/23 (727)	Melissa Wilkes	After the Trustee concludes his investigation and verification of Melissa Wilkes' claim based on her post-petition legal services of Debtor's clients, Trustee will make a determination of the allowable Admin Claim amount. Trustee also needs further evidence that any services rendered to consumers post-petition and prior to Trustee's recovery from Phoenix actually provided a benefit to LPG's estate. Trustee recovered the files but not the revenues Phoenix received from the consumer clients and the stipulation avoiding the transfers makes clear that the LPG estate is not liable for Phoenix's debts. Trustee likewise needs to assure that there is no double billing with

1			Greyson Law Center or any other attorneys who have submitted Admin Claims.  Further, Trustee needs investigate why Melissa Wilkes amended her claim post Administrative Claim Bar Date, increasing the claim from \$36,747.50 to \$59,500.35 and verify that the amended amount is final and valid as it pertains to preservation of the estate.
10	698	11/21/23	R. Reed Pruyn  Trustee needs to meet and confer with R. Reed Pruyn since he did not actually assert an amount in his Admin Claim Motion.  Trustee also needs further evidence that any services rendered to consumers post-petition and prior to Trustee's recovery from Phoenix actually provided a benefit to LPG's estate. Trustee recovered the files but not the revenues Phoenix received from the consumer clients and the stipulation avoiding the transfers makes clear that the LPG estate is not liable for Phoenix's debts. Lastly, Trustee needs to ensure that there is no double billing with Greyson Law Center.
24	700	11/21/23	Jorge E. Sanchez  Trustee intends to investigate and verify the amount of the alleged post-petition wage claim to assure LPG was the employer or that the services rendered provided benefit to LPG's estate.

1	701	11/21/23	Jaslynn Sanchez	Trustee intends to investigate and verify the amount of the alleged post-petition wage claim to assure LPG was the employer or that the services rendered provided benefit to LPG's estate.
6	UNFILED		FTL 500 Corp.  Larry Glick is the FTL 500 attorney (sometimes docket only has his name)	This claim has been resolved with the Claimant.
10	UNFILED;  Doc 412 is an order <i>allowing</i> an admin. claim		Russell Squires	This claim has been resolved and Trustee paid Russell Squires (Resolution Processing LLC) on 10/28/2023 through a surcharge on secured creditors pursuant to Court's order in Dk. No. 601 in the amount of \$163,960.00 (check #1006) for Management fees and in the amount of \$39,296.81 (check #1007) for Management Expenses.
19	UNFILED;  Doc 522 is an order <i>allowing</i> an admin. claim		River Tree, LLC	Because this is already an allowed Admin Claim as per Court's order, there is no need for further briefing or resolution by the Court. Trustee, however, cannot pay this or any other allowed administrative expense claim until he is in possession of unencumbered funds. All funds received to date are subject to multiple disputed liens.
27	UNFILED as an admin claim, but Claim 95-1 in	6/30/23 in the claims register as Claim 95-	Olga Esquivel	Trustee needs to verify and confirm Olga Esquivel's calculation of the \$31,779.65

1	the claims register appears to be a likely admin claim	1	amount that she filed as a Proof of Claim but which appears to seek a §503 admin claim. Trustee further needs to confirm that any services provided benefitted LPG and not any of the fraudulent transferees.
6	UNFILED as an admin claim, but Claim 87-1 in the claims register appears to be a likely admin claim	6/22/23 in the claims register as Claim 87- 1	Edwin Fitz Trustee needs to verify and confirm Olga Esquivel's calculation of the \$31,779.65 amount that she filed as a Proof of Claim but which appears to seek a §503 admin claim. Trustee further needs to confirm that any services provided benefitted LPG and not any of the fraudulent transferees.
13	UNFILED as an admin claim, but Claim 2180 in the claims register appears to be a likely admin claim	12/4/23	Brianne Puszai Trustee needs to verify and confirm Olga Esquivel's calculation of the \$31,779.65 amount that she filed as a Proof of Claim but which appears to seek a §503 admin claim. Trustee further needs to confirm that any services provided benefitted LPG and not any of the fraudulent transferees.

DATED: January 5, 2024

MARSHACK HAYS WOOD LLP

By: /s/ D. Edward Hays  
D. EDWARD HAYS  
Attorneys for Chapter 11 Trustee,  
RICHARD A. MARSHACK

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:  
870 Roosevelt, Irvine, CA 92620.

A true and correct copy of the foregoing document entitled: **CHAPTER 7 TRUSTEE'S OMNIBUS STATUS REPORT RE: MOTIONS FOR ALLOWANCE OF ADMINISTRATIVE EXPENSE CLAIMS UNDER 11 U.S.C. §503(B)** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On D January 5, 2024, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL:** On January 5, 2024, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

**DEBTOR – MAIL REDIRECTED TO TRUSTEE**

THE LITIGATION PRACTICE GROUP P.C.  
~~17542 17TH ST, SUITE 100~~  
~~TUSTIN, CA 92780-1981~~

Service information continued on attached page

**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL:** Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on   , I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

January 5, 2024  
Date

Layla Buchanan  
Printed Name

/s/ Layla Buchanan  
Signature

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): CONTINUED:**

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This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

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This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

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